

Meeting Minutes
Meeting of January 24, 2013

A meeting of the Connecticut Siting Council (energy/telecommunications) was held on Thursday, January 24, 2013, in Hearing Room Two, Ten Franklin Square, New Britain, Connecticut. The meeting was called to order with a quorum present by Chairman Robert Stein at 1:20 p.m.

Council Members Present:

Robert Stein
Chairman
Colin Tait
Vice Chairman
Robert Hannon
(designee for Commissioner Esty)

Michael Caron
(designee for Chairman House)
Barbara Currier Bell
James J. Murphy
Daniel P. Lynch, Jr.
Edward S. Wilensky
Philip T. Ashton

Staff Members Present:

Linda Roberts
Executive Director
Melanie Bachman
Staff Attorney
Fred Cunliffe
Siting Analyst Supervisor
Christina Walsh
Siting Analyst Supervisor

Robert Mercier
Siting Analyst
Michael Perrone
Siting Analyst
David Martin
Siting Analyst

Recording Secretary:

Carriann Mulcahy

Minutes of January 10, 2013.

Mr. Murphy moved to approve the minutes of January 10, 2013, seconded by Dr. Bell. The motion passed unanimously.

DOCKET NO. 429 - New Cingular Wireless PCS, LLC (AT&T) application for a Certificate of Environmental Compatibility and Public Need for the construction, maintenance, and operation of a telecommunications facility located at one of two sites: Willington Tax Assessor Parcel ID #M23-P62 Tolland Turnpike, Willington, Connecticut; or Willington Tax Assessor Parcel ID #M18-19 Old South Willington Road, Willington, Connecticut. Draft Findings of Fact.

After reviewing the Draft Findings of Fact, Chairman Stein conducted a non-binding straw poll of the Council members with Mr. Tait, Mr. Murphy, Dr. Bell, Mr. Lynch, Mr. Wilensky, Mr.

Caron, Mr. Ashton, and Chairman Stein in favor of issuing a certificate for the proposed Candidate Site A facility located at Willington Tax Assessor Parcel ID #M23-P62 Tolland Turnpike, Willington, Connecticut, and Mr. Hannon abstaining.

Chairman Stein directed staff to draft a favorable Opinion and Decision and Order to be reviewed at the next meeting.

DOCKET NO. 432 – Feasibility study of back-up power requirements for telecommunications towers and antennas pursuant to Public Act 12-148. Draft Study.

This item was temporarily passed.

DOCKET NO. 370 - The Connecticut Light and Power Company Certificate of Environmental Compatibility and Public Need for the Connecticut portion of the Greater Springfield Reliability Project that traverses the municipalities of Bloomfield, East Granby and Suffield, Connecticut. Request for Approval of Partial Transfer of Rights and Obligations.

Mr. Ashton moved to approve the partial transfer of rights and obligations from CL&P to UI, seconded by Mr. Murphy. The motion passed with Mr. Lynch abstaining.

PETITION NO. 1047 – BE 2012 A LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a 600 kW Fuel Cell facility to be located at 751 Higgins Road, Cheshire, Connecticut. Decision.

Mr. Ashton moved to approve this petition, seconded by Mr. Caron. The motion passed unanimously.

PETITION NO. 1050 – BE 2012 A LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the installation of a 700 kW Fuel Cell facility to be located at 522 Fairfield Avenue, Bridgeport, Connecticut. Decision.

Dr. Bell moved to approve this petition with the condition that the petitioner submit a letter stamped by a P.E. duly licensed in the State of Connecticut to certify that noise levels comply with the State of Connecticut noise control regulations, seconded by Mr. Murphy. The motion passed unanimously.

PETITION NO. 1053 - The Connecticut Light and Power Company petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the removal of an existing 30-foot wood pole and replace it with a new 84-foot steel monopole and associated radio communications equipment located at 163 Lakeview Avenue, New Canaan, Connecticut. Decision.

Mr. Murphy moved to remove this item from the table, seconded by Mr. Tait. The motion passed unanimously.

Mr. Murphy moved to approve this petition, seconded by Mr. Ashton. The motion passed unanimously.

PETITION NO. 1055 - New Cingular Wireless PCS, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed installation of telecommunications facility at an existing 300-foot guyed tower located at 855 University Drive (UCONN), Torrington, Connecticut. Decision.

Mr. Hannon moved to approve this petition, seconded by Mr. Caron. The motion passed unanimously.

PETITION NO. 1056 - GRE 314 East Lyme, LLC petition for a declaratory ruling that no Certificate of Environmental Compatibility and Public Need is required for the proposed construction and operation of a 5.0 MW Solar Photovoltaic Renewable Energy Generating Project located on Grassy Hill Road and Walnut Hill Road, East Lyme, Connecticut. Schedule.

Mr. Ashton moved to approve the schedule per staff recommendations, the appointment of Carriann Mulcahy as custodian of the petition, the deposition of the transcript in the Towns of East Lyme and Montville, a public field review and hearing in East Lyme on March 14, 2013; seconded by Dr. Bell. The motion passed unanimously.

Emergency Disaster Recovery Deployment - EM-CING-085-121218 - notice of intent to install a temporary cellular telephone facility for use at town own property located at 375 Fan Hill Road, Monroe, Connecticut. Request for Extension.

Mr. Caron moved to approve a 30-day extension for this temporary facility, seconded by Mr. Murphy. The motion passed unanimously.

Administrative Matters.

- ***Regular Items***

- > Upcoming Calendar Events:

- ❖ Tuesday, January 29, 2013, beginning at **1:00 p.m.** Docket No. 265A (Dominion-Waterford) Continued Evidentiary Hearing in Hearing Room Two, Ten Franklin Square, New Britain
- ❖ Thursday, February 7, 2013, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain.
- ❖ Thursday, February 21, 2013, beginning at **1:00 p.m.** energy/telecommunications meeting, in Hearing Room Two, Ten Franklin Square, New Britain

DOCKET NO. 432 – Feasibility study of back-up power requirements for telecommunications towers and antennas pursuant to Public Act 12-148. Final Study.

Mr. Ashton moved to approve the feasibility study, as amended, and to submit it to PURA in accordance with the Public Act, seconded by Mr. Wilensky. The motion passed unanimously.

Executive Session pursuant to Conn. Gen. Stat. § 1-200 (6)(B) to discuss strategy/negotiations in the following case: *New Cingular Wireless PCS, LLC a/k/a AT&T v. CSC*.

Mr. Murphy moved to enter into Executive Session to discuss strategy and negotiations in the following pending case: *New Cingular Wireless PCS, LLC a/k/a AT&T v. CSC*; and to invite Attorney Bachman, Ms. Roberts, and Assistant Attorney General Marconi. The motion was seconded by Dr. Bell. The motion passed unanimously.

Mr. Ashton moved to adjourn from Executive Session, seconded by Mr. Murphy. The motion passed unanimously.

Chairman Stein noted for the record that no decisions or votes were made during the Executive Session.

Adjournment.

Mr. Caron moved to adjourn the meeting, seconded by Mr. Ashton. The motion passed unanimously.

Chairman Stein adjourned the meeting at 2:50 p.m.

Respectfully submitted,

**Robin Stein
Chairman**

RS/cm